

KANSAS REGISTER



State of Kansas

JACK H. BRIER
Secretary of State

Vol. 2, No. 24

June 16, 1983

Pages 885-902

<i>IN THIS ISSUE</i>	<i>Page</i>
<i>State Board of Indigents' Defense Services</i>	
Notice of Meeting	886
<i>Department of Human Resources</i>	
Notice of Maximum and Minimum Weekly Benefit Amounts	886
<i>Fish and Game Commission</i>	
Notice of Meeting	886
<i>Department of Health and Environment</i>	
Docket of Administrative Hearings	886
Notice of Hearing on Proposed Administrative Regulations	887
<i>Kansas Public Disclosure Commission</i>	
Notice of Meeting	887
<i>Department of Corrections</i>	
Notice of Commencement of Negotiations (Engineering Services)	887
<i>Legislative Division of Post Audit</i>	
Invitations for Bids	888
<i>Division of Workers' Compensation</i>	
Notice of Hearing on Proposed Administrative Regulations	888
<i>Notice to Bidders for State Purchases</i>	889
<i>Court of Appeals Docket</i>	890
<i>Legislative Interim Committee Schedule</i>	895
<i>Social and Rehabilitation Services</i>	
Notice of Hearing on Proposed Administrative Regulations	896
<i>Attorney General's Opinions</i>	
Opinions No. 83-86 and 83-87	896
<i>State Corporation Commission</i>	
Notice of Motor Carrier Hearings	896

State of Kansas

**STATE BOARD OF INDIGENTS'
DEFENSE SERVICES****NOTICE OF MEETING**

Notice is hereby given to all interested parties that the State Board of Indigents' Defense Services will hold its regular meeting on Friday, June 24, 1983, at 10:00 a.m. in Room 203 of the Frank Carlson Federal Building located at 444 S.E. Quincy Street, Topeka, Kansas.

For further information, contact Mr. Ron Miles, Director, 535 Kansas Avenue, Suite 1202, Topeka, Kansas 66603—(913) 296-4505.

RON MILES
Director

Doc. No. 001285

State of Kansas

DEPARTMENT OF HUMAN RESOURCES**NOTICE OF
MAXIMUM AND MINIMUM
WEEKLY BENEFIT AMOUNTS**

The maximum weekly benefit and minimum weekly benefit payable with respect to claims filed on or after July 1, 1983, and before July 1, 1984, are respectively one-hundred and sixty-three dollars (\$163.00) and forty dollars (\$40.00). I certify that these maximum and minimum weekly benefits have been computed in accordance with K.S.A. 44-704, as amended by House Bill No. 2221 of the 1983 session of the Legislature, pursuant to which section this announcement is published.

STEVE GOODMAN
Acting Secretary

Doc. No. 001287

State of Kansas

FISH AND GAME COMMISSION**OPEN MEETING NOTICE**

A meeting of the Kansas Fish and Game Commission is scheduled for June 22 and 23, 1983, at the Agency Headquarters Building, Pratt, Kansas. The meetings will begin at 1:30 p.m. on June 22, and 9:00 a.m. on June 23. General Fish and Game business matters will be discussed.

DICK HANGER
Commission Chairman

Doc. No. 001288

State of Kansas

**DEPARTMENT OF
HEALTH AND ENVIRONMENT****DOCKET OF ADMINISTRATIVE HEARINGS**

JUNE 15, 1983—In the Matter of the Violation of Kansas Water Pollution Control Permit No. M-M001-I001, Issued to the City of Atchison. Case No. 83-E-15. Bldg. 740, Forbes Field, Topeka, Kansas, Hearing Room No. 1-C-1, 1:30 p.m.

This docket is issued on June 15, 1983, and the administrative hearings are those scheduled as of this date. Other administrative hearings may be scheduled as of this date. Other administrative hearings may be rescheduled without further notification. Interested persons may call the Department at 913/862-9360, ext. 585, to confirm the scheduling of a particular hearing.

BARBARA J. SABOL
Secretary

Doc. No. 001294

The *Kansas Register* is an official publication of the State of Kansas, published by authority of K.S.A. 1981 Supp. 75-430. The *Kansas Register* is published weekly by the Kansas Secretary of State; State Capitol; Topeka, Kansas 66612. One-year subscriptions are \$47.50; single copies may be purchased, if available, for \$2.00 each. Second class postage paid at Topeka, Kansas.

ISSN No. 0744-2254.

Postmaster. Send change of address form to *Kansas Register*; Secretary of State; State Capitol; Topeka, Kansas 66612.

© Secretary of State of the State of Kansas 1983. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature, and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

PUBLISHED BY
JACK H. BRIER
Secretary of State
State Capitol
Topeka, Kansas 66612



PHONE: 913/296-2236

Carol A. Bell
Publications Director

State of Kansas

**DEPARTMENT OF
HEALTH AND ENVIRONMENT****NOTICE OF HEARING
ON PROPOSED TEMPORARY
ADMINISTRATIVE REGULATIONS**

A public hearing will be held on Wednesday, July 6, 1983, commencing at 9:00 a.m., in the Conference Room, First Floor, Department of Health and Environment, Building 740, Forbes Base, Topeka, Kansas 66620, to consider the adoption of proposed temporary rules and regulations of the Department of Health and Environment. The proposed regulations will be cited as K.A.R. 28-39-77, 28-39-132, 28-39-138 and 28-39-201, under the provisions of K.S.A. 1982 Supp. 39-930, as amended by 1983 Senate Bill No. 414, to increase annual fees for license to operate an adult care home to \$50.00 plus the additional amount prescribed below for each bed of the facility:

- (1) For each initial application for license filed on or after July 27, 1983 and before July 1, 1984, \$3.00 for each bed;
- (2) For each initial application for license filed after June 30, 1984 and before July 1, 1985, \$5.00 for each bed; and
- (3) For each initial application for license filed after June 30, 1985, \$7.00 for each bed.
- (4) For each renewal application for licenses expiring on or after November 30, 1983 and before November 30, 1984, \$3.00 for each bed;
- (5) For each renewal application for licenses expiring on or after November 30, 1984 and before November 30, 1985, \$5.00 for each bed; and
- (6) For each renewal application for licenses expiring on or after November 30, 1985, \$7.00 for each bed.

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Office of Health Facilities, Department of Health and Environment, Forbes Base, Topeka, Kansas 66620. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally, in regard to the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit presentation to not more than five minutes.

Following the hearing on July 6, 1983, all written and oral comments submitted by interested parties will be considered by the Secretary of Health and Environment as the basis for making changes to these proposed regulations.

Copies of the proposed regulations and the fiscal impact statement may be obtained by writing: Office of Health Facilities, Department of Health and Environment, Forbes Base, Topeka, Kansas 66620.

BARBARA J. SABOL
Secretary

Doc. No. 001299

State of Kansas

PUBLIC DISCLOSURE COMMISSION**NOTICE OF COMMISSION MEETING**

The Kansas Public Disclosure Commission will hold its monthly meeting on Wednesday June 22, 1983, at 109 West 9th, Topeka, Kansas, in Room 504, at 10:00 a.m. For a copy of the meeting agenda call 913-296-4219.

CAROL E. WILLIAMS
Commission's Administrative Assistant

Doc. No. 001300

State of Kansas

DEPARTMENT OF CORRECTIONS**NOTICE OF COMMENCEMENT OF
NEGOTIATIONS FOR ENGINEERING SERVICES**

Notice is hereby given of the commencement of negotiations for engineering services for the study and possible future design of improvements to the water system at the Kansas State Penitentiary, Lansing, Kansas.

The study will include evaluation of the water supply wells, methods of protecting the wells from flooding by the Missouri river and analysis of the water distribution system and treatment plant. The study will also evaluate alternate sources of supply such as the cities of Lansing or Leavenworth, and the conditions of the reservoir. The impact of the new Medium Security Facility shall also be addressed.

Current funding is for a study only; however, the firm selected will be required to provide design services for improvements to the water system if they are required and funded at a later date. Negotiations for fees for possible future improvements will be held with the selected firm if funding is provided at a later date.

The State Building Advisory Commission will nominate individuals or firms for the above project at its meeting on July 13, 1983. Nominated individuals or firms will be interviewed by a negotiating committee at a later date.

Engineers or engineering firms must be permitted by law to practice and be on file with the Division of Architectural Services to be eligible. Questions or expression of interest will be received by Mr. Norman Moody, Division of Architectural Services, 625 Polk Street, Topeka, Kansas 66603, (913) 233-9367 no later than July 6, 1983.

MICHAEL A. BARBARA
Secretary

Doc. No. 001289

State of Kansas

LEGISLATIVE DIVISION OF POST AUDIT**INVITATION FOR BIDS**

Sealed bids on four Legislative Division of Post Audit Invitations for Bid on financial-compliance and Attachment P Single Audits will be received until 1:00 p.m. July 8, 1983. These invitations cover audits of the Kansas Public Employees Retirement System, the State Treasurer, the Pooled Money Investment Board and the Kansas Department of Economic Development.

Copies of the Invitations for Bid may be obtained from Legislative Division of Post Audit, 109 W. 9th Street, Suite 301, Topeka, Kansas 66612.

MEREDITH C. WILLIAMS
Acting Legislative Post Auditor

Doc. No. 001296

State of Kansas

LEGISLATIVE DIVISION OF POST AUDIT**INVITATION FOR BIDS**

Sealed bids on sixteen Legislative Division of Post Audit Invitations for Bid on financial-compliance and Attachment P Single Audits will be received until 1:00 p.m. July 29, 1983. These invitations cover audits of the Department of Social and Rehabilitation Services, the Conservation Commission, the Kansas Water Office, the Fish and Game Commission, the Parks and Resources Authority, the Historical Society, the Arts Commission, the State Library, the Department of Human Resources, the Kansas Soldiers Home, the Civil Rights Commission, the Kansas Corporation Commission, the Board of Regents and Institutions, the Kansas Energy Office, the School for the Deaf, the School for the Visually Handicapped, the Youth Center at Topeka, the Youth Center at Atchison, the Youth Center at Beloit, the State Fair, the Governor and Lt. Governor, the Secretary of State, the Board of Tax Appeals, Grants, Pensions, Capitol Area Plaza Authority, the Public Television Board, and the Highway Patrol.

Copies of the Invitations for Bid may be obtained from Legislative Division of Post Audit, 109 W. 9th Street, Suite 301, Topeka, Kansas 66612.

MEREDITH C. WILLIAMS
Acting Legislative Post Auditor

Doc. No. 001297

State of Kansas

**DEPARTMENT OF HUMAN RESOURCES
DIVISION OF WORKERS' COMPENSATION****NOTICE OF HEARING
ON PROPOSED TEMPORARY
AND PERMANENT
ADMINISTRATIVE REGULATION**

You are hereby notified that a public hearing will be held on Tuesday, July 12, 1983, at 10:00 a.m., in the Workers' Compensation Hearing Room, 9th Floor, 535 Kansas Avenue, Topeka, Kansas, at which time all interested persons will have an opportunity to be heard regarding the adoption of a proposed temporary and permanent rule of the Division of Workers' Compensation.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments orally, in writing, or both. Comments in writing may be sent to the office of the Division of Workers' Compensation, 535 Kansas Avenue, 6th Floor, Topeka, Kansas 66603, on or before the time of the hearing.

The proposed regulation is as follows:

51-2-5. Special local administrative law judge fees and expenses.

(a) Special local administrative law judge fees shall be:

- (1) A fee of \$20.00 for a settlement hearing which is heard as part of a regular settlement docket;
- (2) A fee of \$25.00 for a settlement hearing heard as an individual setting;
- (3) A fee of \$45.00 for a preliminary hearing including a preliminary award or for a full hearing;
- (4) A fee of \$35.00 per hour for preparing and rendering a final award not to exceed a total of \$100.00.

(b) If special local administrative law judges incur expenses conducting hearings outside their home community, they shall be assessed as costs proportionately among the cases generating the expenses.

The fiscal impact of this proposal would be to increase the present fee of \$15.00 for settlement hearing fees by \$5.00 or \$10.00. Because of the application of existing law on fees, it is not expected to increase fees for preliminary or regular hearings. The maximum amount which may be charged for rendering an award is changed from \$50.00 to \$100.00.

BRYCE B. MOORE
Director of Workers' Compensation
STEVE GOODMAN, Acting Secretary
Department of Human Resources

Doc. No. 001295

State of Kansas

**DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES****NOTICE TO BIDDERS**

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Building, Topeka, Kansas, until 2:00 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened:

MONDAY, JUNE 27, 1983

#25630

Kansas Correctional Industries, Lansing—CHROME YELLOW MEDIUM PIGMENT

#25631

Kansas Correctional Industries, Lansing—MEDIUM OIL AND ALKYD MODIFIED RESINS

#25632

Kansas Correctional Industries, Lansing—ACRYLIC EMULSION

#25633

Kansas Correctional Industries, Lansing—VINYL ACRYLIC LATEX COPOLYMER

#25636

University of Kansas Medical Center, Kansas City—ELECTRONIC TYPEWRITER AND WORD PROCESSOR MAINTENANCE

#25637

Kansas Correctional Industries, Lansing—DIETHYLENE GLYCOL MONOMETHYL ETHER

#25641

University of Kansas Medical Center, Kansas City—FEEDING FORMULA

#25644

Department of Health and Environment, Topeka—PHARMACEUTICAL SERVICES/FAMILY PLANNING PROGRAM

#53886

University of Kansas, Lawrence—X-RAY UNIT

#53929

Adjutant General's Department, Topeka—BLACK PIPE AND STEEL

#54437

Kansas Water Office, Topeka—WORD PROCESSING SYSTEM

#54447

Legislative Division of Post Audit, Topeka—MICRO-COMPUTER SYSTEM

TUESDAY, JUNE 28, 1983

#25635

University of Kansas Medical Center, Kansas City—MISCELLANEOUS BEVERAGES

#53563

Kansas State University, Manhattan—HOOF PADS AND MATTING

#54430

University of Kansas, Lawrence—REROOF STUFFER BUILDING, NUMBERED 16, 20, 21 and 23, University of Kansas Campus

#54434

Kansas State University, Manhattan—COAXIAL CABLE

#54435

Kansas State Penitentiary, Lansing—TOBACCO

#54436

Lieutenant Governor's Office—REMOVE LIGHT FIXTURES AND FURNISH AND INSTALL EIGHT 4 FOOT x 4 FOOT FLOURESCENT LIGHT FIXTURES for various locations

#54440

Department of Transportation, Topeka—SNOW PLOWS

#54446

University of Kansas, Lawrence—BUILDING MATERIALS

#A-4458(a)

Social and Rehabilitation Services, Topeka—AUTOMATIC DOOR OPERATORS AND MANUAL DOOR CLOSERS, DISABLED ACCESSIBILITY COMPLIANCE REMODELING KANSAS VOCATIONAL AND REHABILITATION CENTER, Salina

#A-4606a

Department of Administration, Topeka—CONNECT TO HEAT PUMP, State Capitol

THURSDAY, JUNE 30, 1983

#25640

University of Kansas Medical Center, Kansas City—AUTOCLAVES, WASHER-STERILIZERS MAINTENANCE

#53783

Kansas Technical Institute, Salina—ELECTRONIC DISTANCE MEASURING DEVICE

FRIDAY, JULY 1, 1983

#25643

Statewide—COARSE AND INDUSTRIAL PAPER

#54441

Kansas State Industrial Reformatory, Hutchinson—MEAT PRODUCTS

#54442

Kansas State Industrial Reformatory, Hutchinson—MEAT PRODUCTS

TUESDAY, JULY 5, 1983

#25638

University of Kansas Medical Center, Kansas City—AIRCRAFT INSURANCE

WEDNESDAY, JULY 6, 1983

#A-3764(d)

University of Kansas Medical Center, Kansas City—PROVIDE LANDSCAPE PLANTING FOR LIBRARY OF HEALTH SCIENCES FACILITY

#A-4570

Youth Center at Atchison, Atchison—REPLACE CARPET AND FLOOR TILE IN SUPERINTENDENT'S RESIDENCE

FRIDAY, JULY 7, 1983

#A-4318

Kansas State University, Manhattan—RECONSTRUCTION OF NICHOLS GYM

WEDNESDAY, JULY 20, 1983

#25639

Department of Administration, Central Motor Pool, Topeka—AUTOMOBILE PHYSICAL DAMAGE INSURANCE

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 001292

State of Kansas

OFFICE OF JUDICIAL ADMINISTRATION**COURT OF APPEALS DOCKET**

(NOTE: Dates and times of arguments are subject to change.)

KANSAS COURT OF APPEALS**COURT OF APPEALS COURTROOM, 3rd FLOOR,
OLD SEDGWICK COUNTY COURTHOUSE
541 NORTH MAIN, WICHITA, KANSAS****Before ABBOTT, P.J., SWINEHART and MEYER, JJ.****Monday, June 27, 1983**

Case No.	Case Name	Attorney	County
		9:00 a.m.	
54,967 S.C.	Robert M. Shelton, appellant, v. Beverly Jone Shelton, appellee.	Michael L. Jones.	Sedgwick
54,925	John R. Warden, appellant, v. State of Kansas, appellee.	H. R. Kuhn. John R. Warden.	Sedgwick
55,036	Thomas Woodberry, appellant, v. State of Kansas, appellee.	Atty. Gen.; Geary Gorup, Ass't. D.A. Robert L. Mitchell.	Sedgwick
54,533	Jack B. Hinkle, appellee, v. Sherry R. Hinkle, appellant.	Eugene Coombs.	Sedgwick
54,497	Anna Mae Clark, appellee, v. Robert Allen Clark, appellant.	Donald E. Lambdin. Warren R. Southard; Robert L. Howard.	Sedgwick
	v. Anna Mae Clark, appellee.	Richard I. Stephenson; Donald E. Lambdin.	
54,305	Sam E. Rudd, Elenore Rudd, Leonard A. Levand & Celia Levand, appellees, v. Best Supply Company, Inc., Paul E. Suhr, Phil L. Suhr, Joe T. Suhr & Helen M. Suhr, appellants.	Richard A. Loyd. Stuart W. Gribble, P.A.	Sedgwick
		1:30 p.m.	
54,114	State of Kansas, appellee, v. D. W. Porter a/k/a Dick Wayne Porter, appellant.	Atty. Gen.; Tim R. Karstetter, Co. Atty. Ty Kaufman; D. W. Porter.	McPherson
54,460	State of Kansas, appellee, v. Bobby R. Trotter, appellant.	Atty. Gen.; Francis Meisenheimer, Ass't. Co. Atty.	Reno
54,928	State of Kansas, appellee, v. Steven Clark Woodson & Deborah Jo Woodson, appellants.	Richard Rome. Atty. Gen.; Joseph McCarville, Co. Atty. Robert L. Taylor.	Reno

(continued)

- 54,829 Angeline K. Johanning, appellee, Charles D. Lee. Reno
v.
Terry F. Messing, et al., appellants. D. Stewart Oswald; Dennis O. Smith.
- 55,054 State of Kansas, appellee, Atty. Gen.; John C. Roberts, Ass't. Sedgwick
D.A.
v.
Norman L. Brown, appellant. William Cather.

Tuesday, June 28, 1983

9:00 a.m.

- 54,741 Tamarac Development Company, Inc., James L. Burgess. Sedgwick
S.C. appellant,
v.
Delamater, Freund & Associates, P.A., William R. Smith.
appellee.
- 55,050 State of Kansas, appellee, Atty. Gen.; Douglas Roth, Ass't. Sedgwick
D.A.
v.
Cookie L. Phillips a/k/a Cookie L. Reed, Kenton D. Wirth.
appellant.
- 54,582 Natural Log Homes, Inc., appellant, James T. Wiglesworth; Michael R. Santos. Sedgwick
v.
Randy Hazen, d/b/a/ R. C. Hazen, Roger Sherwood.
Construction, appellee.
- 55,096 Maryan E. Thomas, Lloyd V. Decker, Jr., Stuart R. Collier. Sedgwick
Iris R. Decker, Virginia D. Duncan, Willis M. Decker, Thekla E. Decker, and Cleda D. Decker, appellees,
v.
Phillips Petroleum Co., a corporation, James A. Walker; Stephen J. Jones.
Phillips Pipe Line Co., a corporation, and Gregory & Cook, Inc., a corporation, appellants.
- 54,923 State of Kansas, appellee, Atty. Gen.; David Moses, Ass't. Sedgwick
D.A.
v.
Linda Roberts, appellant. Charles D. Dedmon.
- 54,764 State of Kansas, appellee, Atty. Gen.; Janice E. Fitch, Ass't. Sedgwick
D.A.
v.
Garland W. Deavers, appellant. Arthur S. Chalmers.

1:30 p.m.

- 53,701 Nellie Mae Parsons and Franklin M. Ronald D. Albright. Harper
Parsons, husband and wife, appellants,
v.
Wayne E. Stevens, appellee. Robert S. Wunsch.
- 55,037 State of Kansas, appellant, Atty. Gen.; William H. Pringle, Barton
Co. Atty.
v.
Chester Newman, appellee. Jerry M. Ward.
- 54,881 Donna P. Laughlin, claimant, appellee, Jerry M. Ward. Barton
v.
Essex Group Inc., Respondent, & Liberty Brock R. McPherson.
Mutual Ins. Co., Insurance Carrier, appellees, & Workers' Compensation Fund, appellant.

(continued)

54,457	Leo C. Hall & Bertha Hall, appellants, v. Helen Hall, et al., appellees.	Dale Paulsen; Jerry Ward. Gerald Green.	Stafford
54,659	James L. Hodges, appellee, v. Caleene E. Hodges, appellant.	Douglas B. Westerhaus. J. D. White.	Marion

Wednesday, June 29, 1983
9:00 a.m.

54,573	Norma J. Wade, appellant, v. Ford Motor Company, appellee.	Randall K. Rathbun. Rex C. Beasley.	Sedgwick
55,065 S.C.	Billie E. Smith & Ruth E. Smith, appellants, v. Equifax, et al., appellees.	Randall K. Rathbun. Ron Campbell.	Sedgwick
54,711	Gregory Howard Thompson, appellant, v. John Dailey and American Home Assurance Co., appellees. John Dailey v. American Home Assurance Company.	Ron Campbell. Randall Elam; H. E. Jones.	Sedgwick
54,701	Phyllis Jackson & Phillip Jackson, appellants, v. Officer R. S. Stovall; Officer W. L. Dalrymple; Officer Jaurequi; and The City of Wichita, Kansas, a Municipal Corporation, appellees.	Clifford L. Bertholf. Stanley Issinghoff; H. E. Jones.	Sedgwick
55,115	City of Wichita, Kansas, a Municipal Corporation, appellee, v. Philip J. Mesler, appellant.	Douglas Moshier. Kiehl Rathbun.	Sedgwick

KANSAS COURT OF APPEALS

**COURT OF APPEALS COURTROOM, 2nd FLOOR, KANSAS JUDICIAL CENTER
301 WEST TENTH, TOPEKA, KANSAS**

Before FOTH, C.J., SPENCER and PARKS, JJ.

Wednesday, July 6, 1983
1:00 p.m.

54,916 S.C.	Judy Wools, appellant, v. Roy Wools, appellee.	Terry Jay Solander. Orville J. Cole.	Anderson
54,933	In the Matter of the Adoption of Jody Lee Hobson & Brad Ivan Lehoux, Minor Children.	Jan W. Leuenberger. Michael G. Patton.	Lyon
54,575	State of Kansas, appellant, v. One 1978 Chevrolet Corvette Vin #1Z87L8S437138, appellee.	Atty. Gen.; Kyle G. Smith, Ass't. Co. Atty. Neil Roach.	Lyon
54,883	Union State Bank, appellant, v. Paul D. Tompkins, appellee.	John Ivan. James L. Grimes, Jr.; Gary McCallister; Doyle Eugene White.	Shawnee
54,449	Alice Ratcliff, appellee, v. Richard R. Ratcliff, appellant.	Eric Severson. Richard R. Ratcliff, <i>pro se</i> .	Shawnee

(continued)

Thursday, July 7, 1983

9:00 a.m.

- | | | | |
|----------------|---|--|---------|
| 54,426
S.C. | Joan R. Miller, appellant,
v.
Robert L. Miller, appellee. | Hal E. DesJardins. | Shawnee |
| 54,945 | Essex Group, Inc., a Corporation,
appellee,
v.
Hester Jerald Wood and Willis Vann,
appellant. | Jerold E. Berger.
Robert D. Hecht; Darrell O.
McNeil. | Shawnee |
| 54,628 | William Green, appellant,
v.
County of Shawnee and Its
Representatives, appellees. | Wallace M. Buck, Jr.
Brandon L. Myers. | Shawnee |
| 55,030 | In the Matter of the Estate of Marie
Russell, Deceased. | Donna Voth.
Charles S. Arthur, III. | Shawnee |
| 55,261 | State of Kansas, appellee,
v.
Marion Barrow, appellant. | Kenneth P. Hackler; E. Gene
McKinney; Charles Waugh.
Atty. Gen.; J. Richard Lake, Co.
Atty.
John C. Humpage. | Jackson |

1:00 p.m.

- | | | | |
|--------|--|---|-----------|
| 55,528 | State of Kansas, appellant,
v.
Lonnie Jacob, appellee. | Atty. Gen.; Calvin K. Williams,
Co. Atty.
Leonard W. McAnarney. | Osage |
| 55,056 | In the Matter of the Estate of Eva M.
Long, Deceased. | Walter P. Robertson. | Dickinson |
| 54,499 | Edward Deters, appellant,
v.
John F. Gernon, Administrator of the
Estate of Frank J. Deters, Deceased, and
The Citizens Bank of Seneca, Kansas,
appellee. | E. B. Skinner; Victor A. Davis, Jr.
Keith W. Sprouse.
John F. Gernon; Tom Medill. | Nemaha |

KANSAS COURT OF APPEALS

WYANDOTTE COUNTY COURTHOUSE, DIV. #5 COURTROOM
KANSAS CITY, KANSAS

Before FOTH, C.J., SPENCER and PARKS, JJ.

Monday, July 11, 1983

9:30 a.m.

- | | | | |
|----------------|---|--|-----------|
| 53,740
S.C. | William Fincher, appellant,
v.
State of Kansas, appellee. | Terence R. McMahon. | Wyandotte |
| 54,584 | Carol Gonsor & Peter Gonsor, appellants,
v.
Carriage Park I, Delores Wilson, Tom
Wilson, & Carlsberg Mobile Home
Properties, Ltd., appellees. | Atty. Gen.; John McNally, Asst.
D.A.
Kris L. Arnold. | Wyandotte |
| 54,678 | In the Matter of the Estate of Edward
James Miller, Deceased. | Charles D. Krugler.
J. R. Russell.
Marilyn M. Crabtree; Robert
Jenkins. | Wyandotte |

(continued)

- | | | | |
|------------------|--|---|-----------|
| 54,954 | Janice Fletcher, appellee,
v.
John F. Fletcher, appellant. | Joseph Carey.
Stephen M. Fletcher. | Wyandotte |
| 54,730 | D. Neil Tremayne & Janice Tremayne,
appellees,
v.
Recon, Inc., & Gary Merritt, appellees,
(Rosedale State Bank & Trust Co.,
Intervenor, appellant.) | Bryson R. Cloon.
James D. Howell, Jr.; Douglas
Lancaster; Robert L. Hamann. | Johnson |
| <i>1:00 p.m.</i> | | | |
| 54,769 | City of Wellsville, appellee,
v.
Floyd Moldenhauer, appellant. | R. Michael Latimer.
Thomas E. Gleason. | Franklin |
| 54,436 | Harold F. Bennett, appellee,
v.
Reginald Estell, appellant. | Donald W. Vasos.
Robert F. Rowe, Jr. | Johnson |
| 54,689 | Maciel's, III, Inc., appellant,
v.
City of Westwood, Kansas, appellee. | Laurence M. Jarvis.
Jerry J. Hess. | Johnson |
| 55,032 | Gail Lynn Kerr, appellant,
v.
Richard Edwin Kerr, appellee. | Thomas Francis Sullivan.
Carolee Sauder Leek. | Johnson |

*Tuesday, July 12, 1983**9:00 a.m.*

- | | | | |
|--------|--|---|-----------|
| 54,986 | In the Interest of: William Lawrence, Jr.
DOB: 6-16-80 "Deprived Child" Less
than Eighteen (18) Years of Age. | Louis H. Plummer; Edward Belan.
Delma Leaheart. | Wyandotte |
| 54,629 | State of Kansas, appellee,
v.
Herbert Douglas, Jr., appellant. | Atty. Gen.; Mary Ann Slattery,
Asst. D.A.
Howard Washburn. | Wyandotte |
| 55,103 | Jo Ann Rowe, appellee,
v.
General Motors Corporation, appellant, &
Kansas Workmens' Compensation Fund. | Wells & Wells.
Thomas M. Van Cleave, Jr.; Bruce
B. Waugh; John C. Whitaker. | Wyandotte |
| 55,063 | Niranjan Sharma, appellee,
v.
Mrioula Niranjan Sharma, appellant. | Niranjan Sharma, <i>pro se.</i>
Roy S. Bennett, Jr.; Darwin E.
Johnson; Steven R. Anderson. | Johnson |
| 54,722 | Charles F. Warner, Personal
Representative of the Estate of Erna A.
Warner, appellee,
v.
Charles M. Warner, appellant. | Lonnie A. Hamilton.
Robert B. Yohe. | Johnson |

LEWIS C. CARTER
Clerk of the Appellate Courts

State of Kansas

LEGISLATURE**INTERIM AGENDA**

Following is a listing of meetings which are scheduled for the period of June 20 through July 1, 1983. All meetings are to be held in the Statehouse in Topeka unless otherwise indicated.

DATE	ROOM	TIME	COMMITTEE	AGENDA
June 20	514-S	10:00 A.M.	Joint Committee on Administrative Rules and Regulations	Review certain regulations filed by the Consumer Credit Commissioner, Board of Education and the Department of Agriculture. Presentation by Michael Barbara, Secretary of Corrections, and review of the Internal Management Policy Procedure Manual of the Department of Corrections.
June 20	519-S	10:00 A.M.	Special Committee on Assessment and Taxation	Planning Meeting.
June 21	519-S	9:00 A.M.	Special Committee on Assessment and Taxation	
June 22	K-State, Manhattan,		Joint Committee on State Building Construction	Agenda unavailable.
	10:00 A.M.			
June 23	123-S	9:00 A.M.	Joint Committee on State Building Construction	
June 23	519-S	10:00 A.M.	Special Committee on Furley and Strother Fields	Agencies review of Strother Field Pollution Issue and Furley Hazardous Waste Site Issue. (Proposal 25)
June 23	527-S	10:00 A.M.	Special Committee on Corrections	Initial review of proposals including possible visits to KCTVC and KRDC.
June 24	527-S	9:00 A.M.	Special Committee on Corrections	
June 24	514-S	10:30 A.M.	Legislative Post Audit Committee	Agenda unavailable.
June 24	527-S	10:00 A.M.	Joint Committee on Special Claims Against the State	Hearings on claims filed to date.
June 30	Governor's Office,		State Finance Council	Agenda unavailable.
	11:00 A.M.			
July 1	527-S		Legislative Coordinating Council	Agenda and time to be announced.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

**State of Kansas
SOCIAL AND REHABILITATION SERVICES**

NOTICE TO ALL PERSONS HAVING AN INTEREST IN THE ADMINISTRATIVE REGULATIONS PROMULGATED BY THE SECRETARY OF SOCIAL AND REHABILITATION SERVICES

Notice is hereby given to all interested parties that the Secretary of Social and Rehabilitation Services on June 28, 1983, at 9:00 a.m. in the SRS Board Room, 6th Floor, State Office Building, Topeka, Kansas in a public meeting is planning to adopt on a temporary basis an amendment to **K.A.R. 30-4-102**, increasing the foster care per diem rates by 5%. Such change is scheduled to become effective on July 1, 1983.

A copy of the proposed regulation and fiscal impact statement may be obtained prior to June 28, 1983 by contacting Mrs. Mary Slaybaugh, Legal Division, State Department of Social and Rehabilitation Services, 6th Floor, State Office Building, Topeka, Kansas 66612, (913) 296-3969. Written comments may be submitted prior to such date. Such comments should be forwarded to Dr. Harder, Secretary of Social and Rehabilitation Services, 6th Floor, State Office Building, Topeka, Kansas 66612.

ROBERT C. HARDER
Secretary

Doc. No. 001291

**State of Kansas
ATTORNEY GENERAL**

OPINION NO. 83-86

Cities, Second Class—Elections—Confirmation of Mayoral Appointments. Ronald S. Reuter, Roeland Park City Attorney, Shawnee Mission, June 2, 1983.

K.S.A. 14-201 requires the city council of a city of the second class to consent to mayoral appointments for city officials, including police officers. Absent confirmation by the council, the appointee does not become a public officer of the city. Cited herein: K.S.A. 14-201. BJS

OPINION NO. 83-87

Criminal Procedure—Arrest—Arrest by Law Enforcement Officer From Another Jurisdiction; Fresh Pursuit Into the State of Missouri. Loren L. Taylor, Police Legal Advisor, Kansas City, June 2, 1983.

A Kansas law enforcement officer may arrest without a warrant a person in Missouri for a crime committed in Kansas when the officer is in fresh pursuit of a fleeing felon, or when a felony is or has been committed in Missouri. Cited herein: K.S.A. 22-2204. TGM

ROBERT T. STEPHAN
Attorney General

Doc. No. 001290

**State of Kansas
STATE CORPORATION COMMISSION**

**NOTICE PERTAINING TO
MOTOR CARRIER HEARINGS
BEFORE THE
STATE CORPORATION COMMISSION**

Applications set for hearing are to be heard before the State Corporation Commission, State Office Building, 4th Floor, Topeka, Kansas, commencing at 10:00 a.m. unless otherwise noticed.

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 4th Floor, State Office Building, Topeka, Kansas, 66612, or telephone (913) 296-3352 or 296-2110.

Your attention is invited to Kansas Administrative Regulations (K.A.R.) 82-1-228, "Rules of Practice and Procedure Before the Commission."

**Applications set for July 21, 1983—
TOPEKA, KANSAS**

**Application for Extension of Certificate of
Convenience and Necessity:**

Dale A. Barnes, dba) Docket No. 124,842 M
Dale Barnes Trucking)
301 Bartlett Ave.)
Clifton, KS 66937) Route No. 16784

Applicant's Attorney: Eugene Hiatt, 627 S. Topeka Ave., Topeka, KS 66603-3294

Grain,

Between all points & places in the state of KS west of Hwys 15, 135 (south of Newton), & 35 (KS Turnpike south of Wichita) to the OK border;

Also,

Between all points & places in the state of KS west of Hwys 15, 135 (south of Newton), & 35 (KS Turnpike south of Wichita) to the OK border, & all points & places in the state of KS.

Petroleum and petroleum products,

Between all KS refineries & pipeline terminals in the state of KS to all points & places in Republic, Cloud, Clay & Washington Counties, KS.

**Application for Abandonment of Certificate of
Convenience and Necessity:**

Michael Highberger) Docket No. 126,143 M
507 E Ave. A)
McPherson, KS 67460) Route No. 17625

(continued)

Application for Abandonment of Certificate of Convenience and Necessity:

Jay-Tee Company, Inc.) Docket No. 98,409 M
Box 228)
Ottawa, KS 66067) Route No. 9863

**Application set for July 26, 1983—
TOPEKA, KANSAS**

Application for Extension of Certificate of Convenience and Necessity:

Russell LP Gas, Inc.) Docket No. 135,699 M
Box 307)
Clyde, KS 66938) Route No. 21297

Applicant's Attorney: Brad Murphree, 814 Century Plaza Bldg., Wichita, KS 67202

Fertilizer,

Between all points in Clay, Cloud, Jewell, Lincoln, Mitchell, Osborne, Republic & Washington Counties, KS; and

Between all points in the state of KS on the one hand, & on the other, all points in Clay, Cloud, Jewell, Lincoln, Mitchell, Osborne, Republic & Washington Counties, KS.

**Applications set for July 27, 1983—
TOPEKA, KANSAS**

Application for Extension of Certificate of Convenience and Necessity:

Ottawa Bus Service, Inc.) Docket No. 29,103 M
P.O. Box 129)
Ottawa, KS 66067) Route No. 2534

Applicant's Attorney: Clyde Christey, 1010 Tyler St., Suite 110-L, Topeka, KS 66612

Passengers and light hand baggage, in charter party service and in guided bus tour service,

Between all points & places in KS.

Application for Certificate of Convenience and Necessity:

Best Refrigerated Express,) Docket No. 137,956 M
Inc.)
824 Livestock Exchange)
Bldg.)
P. O. Box 7365)
Omaha, NE 68107)

Applicant's Attorney: Eugene Hiatt, 627 S. Topeka Ave., Topeka, KS 66603-3294

Food and related products,

Between all points & places in the state of KS.

Application for Extension of Certificate of Convenience and Necessity:

Leroy Powell, dba) Docket No. 126,142 M
Leroy Powell Repair)
Service)
300 Heizer)
Great Bend, KS 67530) Route No. 17980

Applicant's Attorney: None

To transport mobile homes,

Between all points & places in the following KS counties: Ellis, Saline, Pratt, Edwards, Ellsworth, Barton, Rush, Stafford, Barber, Pawnee, Ford, Reno, Sedgwick, Kiowa, Ness, Marion, McPherson, Rice, Harvey, Russell, Lincoln, Trego, Hodgeman, Butler, Lyons, Riley, Dickenson, Geary, Lane, Scott, Finney, Gove, and Thomas.

**Applications set for July 28, 1983—
TOPEKA, KANSAS**

Application for Certificate of Convenience and Necessity:

Emporia Moving &) Docket No. 137,957 M
Storage, Inc.)
700 Overlander Rd.)
P.O. Box 1103)
Emporia, KS 66801)

Applicant's Attorney: John Richeson, Second & Main, P.O. Box 7, Ottawa, KS 66067

Household goods,

Between all points & places in the state of KS.

Application for Certificate of Convenience and Necessity:

Emil Jay & Bonnie J.) Docket No. 137,958 M
Zadina, dba)
E. J. Trucking)
4886 Escapardo Way)
Colorado Springs,)
CO 80917)

Applicant's Attorney: None

To transport grain and sugar,

Between all points & places in the state of KS.

Application for Certificate of Convenience and Necessity:

Sis Seed, Inc.) Docket No. 137,959 M
Belleville, KS 66935)

Applicant's Attorney: Rodney Peake, 1836 "M" St., Belleville, KS 66935

Grain, seeds, and processed seed, processed grain and meal,

(continued)

Between points & places in KS, over irregular routes.

**Applications set for August 2, 1983—
TOPEKA, KANSAS**

***Application for Extension of Certificate of
Convenience and Necessity:***

Howard L. Jones) Docket No. 100,340 M
R.R. 1)
Kincaid, KS 66039) Route No. 10770

Applicant's Attorney: Clyde Christey, 1010 Tyler St.,
Suite 110-L, Topeka, KS 66612

Livestock,

Between points & places in Miami, Coffey, Anderson, Linn, Woodson, Allen, Bourbon, Wilson, Neosho & Crawford Counties.

Also,

Between points & places in the above described territory on the one hand, & the state of KS on the other hand.

***Application for Certificate of Convenience
and Necessity:***

Warren Carnahan) Docket No. 137,960 M
R.F.D. 1)
Wamego, KS 66547)

Applicant's Attorney: John Lang, 405 Lincoln,
Wamego, KS 66547

Grain, seed, feed and feed ingredients,

Between all points & places in Pottawatomie County, KS, & also between all points & places in Pottawatomie County, KS, & all points & places in the following counties of KS, to-wit: Wabaunsee County, Shawnee County, Douglas County, Johnson County, Wyandotte County, Grant County, Haskell County, Gray County, Ford County, Edwards County, Stafford County, Barton County, Ellsworth County, Saline County, Dickinson County, Geary County, and Riley County.

**Applications set for August 3, 1983—
TOPEKA, KANSAS**

***Application for Transfer of Certificate of
Convenience and Necessity:***

Aaron J. Koehn, dba) Docket No. 26,843 M
Koehn Trucking)
Galva, KS 67443) Route No. 2064

TO:

Koehn Mastre Grain, Inc.
Rt. 2, Box 90
Galva, KS 67443

Applicant's Attorney: Clyde Christey, 1010 Tyler St.,
Suite 110-L, Topeka, KS 66612

Livestock,

Between all points & places within Ellsworth County south of KS Hwy 4; that portion of McPherson County south of KS Hwy 4 & an unnumbered county road running to Roxbury; that portion of Harvey County west of KS Hwy 15 & US Interstate Hwy 135; that portion of Reno County north of KS Hwy 96 & US Hwy 50 & east of KS Hwy 14/96 & that portion of Rice County east of KS Hwy 14/96.

And,

Between all points & places in the above described territory on the one hand, & markets at Wichita, Salina, Topeka & Kansas City, KS, & community sales at Kinsley & McPherson, KS, on the other.

Also,

Between all points & places within the above described territory on the one hand, & farms, ranches & pastures within the state of KS on the other.

Processed mill feeds,

Between Kansas City, KS, on the one hand, & Inman, KS, & farms & rural locations within Ellsworth County south of KS Hwy 4; that portion of McPherson County south of KS Hwy 4 & an unnumbered county road running to Roxbury; that portion of Harvey County west of KS Hwy 15 & US Interstate Hwy 135; that portion of Reno County north of KS Hwy 96 & US Hwy 50 & east of KS Hwy 14/96; & that portion of Rice County east of KS Hwy 14/96, on the other hand.

Unprocessed farm products,

Between Inman, KS, & points & places within Ellsworth County south of KS Hwy 4; that portion of McPherson County south of KS Hwy 4 & an unnumbered county road running to Roxbury; that portion of Harvey County west of KS Hwy 15 & US Interstate Hwy 135; that portion of Reno County north of KS Hwy 96 & US Hwy 50 & east of KS Hwy 14/96; & that portion of Rice County east of KS Hwy 14/96, on the one hand, & all points & places within the state of KS on the other.

Emigrant farm movables,

Between all points & places within Ellsworth County south of KS Hwy 4; that portion of McPherson County south of KS Hwy 4 & an unnumbered county road running to Roxbury; that portion of Harvey County west of KS Hwy 15 & US Interstate Hwy 135; that portion of Reno County north of KS Hwy 96 & US Hwy 50 & east of KS Hwy 14/96; & that portion of Rice County east of KS Hwy 14/96.

And,

Between all points & places within the above described territory on the one hand, & points & places in the state of KS, on the other, when moving farm to farm, farm to town or town to farm.

Petroleum products in packages and containers,

Between Kansas City, KS, on the one hand, & Inman, KS, on the other.

***Livestock, processed mill feeds and unprocessed
farm products,***

Between all points & places within Ellsworth

(continued)

County south of KS Hwy 4; that portion of McPherson County south of KS Hwy 4 & an unnumbered county road running to Roxbury; that portion of Harvey County west of KS Hwy 15 & US Interstate Hwy 135; that portion of Reno County north of KS Hwy 96 & US Hwy 50 & east of KS Hwy 14/96; & that portion of Rice County east of KS Hwy 14/96.

Also,

Between points & places within the above described territory on the one hand, & points & places in the state of KS on the other hand.

Application for Transfer of Certificate of Convenience and Necessity:

Aaron J. Koehn, dba) Docket No. 27,985 M
Koehn Trucking)
Galva, KS 67443) Route No. 2213

TO:

Koehn Mastre Grain, Inc.
Rt. 2, Box 90
Galva, KS 67443

Applicant's Attorney: Clyde Christey, 1010 Tyler St.,
Suite 110-L, Topeka, KS 66612

Livestock,

Between all points & places within Rice County, that portion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61, on the one hand, & the market at Wichita, & community sales at Hutchinson, McPherson, Newton, Salina & Hillsboro, KS, & farms, ranches & pastures in KS, on the other hand.

Grain, hay and unprocessed feeds,

Between all points & places within Rice County, that portion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61.

Also,

Between points & places within the above described territory on the one hand, & farms, ranches & pastures within the state of KS on the other.

Processed feeds,

From Wichita, Hutchinson, McPherson, Newton & Salina, KS, to Little River, KS, & farms & rural locations within Rice County, that portion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61.

Building and fencing material,

From Hutchinson, McPherson & Wichita, KS, to farms & rural locations within Rice County, that portion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61.

New and used farm machinery, set up,

Between Wichita & Salina, KS, on the one hand, & farms & rural locations within Rice County, that por-

tion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61, on the other.

Emigrant farm movables,

Between all points & places within Rice County, that portion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61.

Also,

Between all points & places within the above described territory on the one hand, & on the other, points & places in KS, when moving from farm to farm, farm to town & town to farm.

Livestock, processed feeds, grain, hay and unprocessed feeds,

Between all points & places within Rice County, that portion of Ellsworth County south of US Hwy 156 & KS Hwy 140 & that portion of McPherson County west of Interstate Hwy 135 & KS Hwy 61.

Also,

Between points & places within the above described territory on the one hand, & points & places in the state of KS on the other hand.

Application for Transfer of Certificate of Convenience and Necessity:

Aaron J. Koehn, dba) Docket No. 29,310 M
Koehn Trucking)
Galva, KS 67443) Route No. 2460

TO:

Koehn Mastre Grain, Inc.
Rt. 2, Box 90
Galva, KS 67443

Applicant's Attorney: Clyde Christey, 1010 Tyler St.,
Suite 110-L, Topeka, KS 66612

Processed mill feeds,

Between Wichita, Salina, Gypsum & McPherson, KS, on the one hand, & Canton, KS, & farms & rural locations within that portion of McPherson County east of an unnumbered county road beginning at the southern county boundary line at a point two miles south of Inman & running north to the northern county boundary line; & that portion of Marion County west of US Hwy 56/77 & north of US Hwy 50, on the other hand.

Salt,

Between Hutchinson, KS, on the one hand, & Canton, KS, & farms & rural locations within that portion of McPherson County east of an unnumbered county road beginning at the southern county boundary line at a point two miles south of Inman & running north to the northern county boundary line; & that portion of Marion County west of US Hwy 56/77 & north of US Hwy 50, on the other.

Livestock,

Between all points & places within McPherson, Harvey & Marion Counties; that portion of Saline

(continued)

County south of US Hwy 140 & Interstate Hwy 70; that portion of Dickinson County south of US Interstate Hwy 70 & west of KS Hwy 43; that portion of Reno County east of KS Hwy 96; that portion of Rice County east of KS Hwy 14/96 & that portion of Ellsworth County south of KS Hwy 4,

Also,

Between all points & places in the above described territory on the one hand, & points & places in the state of KS on the other hand.

Processed mill feeds and unprocessed farm feeds,

Between all points & places within that portion of McPherson County east of an unnumbered county road beginning at the southern county boundary line at a point two miles south of Inman & running north to the northern county boundary line; & that portion of Marion County west of US Hwy 56/77 & north of US Hwy 50.

Also,

Between all points & places within the above described territory on the one hand, & all points & places in the state of KS on the other hand.

Restricted, however, so as not to originate any shipments from Wichita, KS, or Hutchinson, KS.

Farm machinery, new and used, set up,

Between all points & places within that portion of McPherson County east of US Interstate Hwy 135 & south of an unnumbered county road running from Interstate Hwy 135 through Roxbury to the county line & that portion of Marion County south of an unnumbered county road beginning at Roxbury on the county line to KS Hwy 15 & west of KS Hwy 15.

Also,

Between all points & places in the above described territory on the one hand, & all points & places in the state of KS on the other hand.

Restricted, however, so as not to provide transportation for new or used farm machinery transported from the site of original equipment manufacturers or from Newton, KS.

Lumber and farm building materials,

Between all points & places within McPherson, Harvey & Marion Counties; that portion of Saline County south of US Hwy 140 & Interstate Hwy 70; that portion of Dickinson County south of US Interstate Hwy 70 & west of KS Hwy 43; that portion of Reno County east of KS Hwy 96; that portion of Rice County east of KS Hwy 14/96 & that portion of Ellsworth County south of KS Hwy 4.

Also,

Between all points & places in the above described territory on the one hand, & all points & places in the state of KS on the other hand.

Restricted, however, so as to prohibit against the transportation of clay pipe, brick, building blocks (cement), artificial stone & all other masonry products.

Restricted further, to provide no transportation of building materials from McPherson, KS, except to points & places within that portion of McPherson County east of an unnumbered county road beginning

at the southern county boundary line at a point two miles south of Inman & running north to the northern county boundary line; & that portion of Marion County west of US Hwy 56/77 & north of US Hwy 50.

Sand,

Between all points & places in Ottawa, Saline, Dickinson, Geary, Morris, Ellsworth, Rice, McPherson, Marion, Chase, Harvey, Reno, Sedgwick & Butler Counties; that portion of Cloud County south of US Hwy 24; that portion of Clay County south of US Hwy 24; that portion of Riley County south of US Hwy 24 & west of KS Hwy 13; that portion of Lyon County west of KS Hwy 57/99; that portion of Greenwood County west of KS Hwy 57/99 & north of US Hwy 54; that portion of Cowley County west of US Hwy 77 & north of KS Hwy 15; that portion of Sumner County north of KS Hwy 55 & an unnumbered county road running from Belle Plaine west to Conway Springs, & east of KS Hwy 49; that portion of Kingman County north of KS Hwy 42, east of KS Hwy 14 & north of US Hwy 54; that portion of Stafford County east of US Hwy 281; that portion of Barton County east of US Hwy 281, & that portion of Lincoln County south of KS Hwy 18 & east of KS Hwy 14.

Also,

Between all points & places in the above described territory on the one hand, & all points & places in the state of KS on the other hand.

Emigrant farm movables,

Between all points & places in Ottawa, Saline, Dickinson, Geary, Morris, Ellsworth, Rice, McPherson, Marion, Chase, Harvey, Reno, Sedgwick & Butler Counties; that portion of Cloud County south of US Hwy 24; that portion of Clay County south of US Hwy 24; that portion of Riley County south of US Hwy 24 & west of KS Hwy 13; that portion of Lyon County west of KS Hwy 57/99; that portion of Greenwood County west of KS Hwy 57/99 & north of US Hwy 54; that portion of Cowley County west of US Hwy 77 & north of KS Hwy 15; that portion of Sumner County north of KS Hwy 55 & an unnumbered county road running from Belle Plaine west to Conway Springs, & east of KS Hwy 49; that portion of Kingman County north of KS Hwy 42, east of KS Hwy 14 & north of US Hwy 54; that portion of Stafford County east of US Hwy 281; that portion of Barton County east of US Hwy 281, & that portion of Lincoln County south of KS Hwy 18 & east of KS Hwy 14.

Also,

Between all points & places in the above described territory on the one hand, & all points & places in the state of KS on the other hand.

Application for Transfer of Certificate of Convenience and Necessity:

Aaron J. Koehn, dba) Docket No. 32,197 M
Koehn Trucking)
Galva, KS 67443) Route No. 2956

(continued)

TO:
 Koehn Mastre Grain, Inc.
 Rt. 2, Box 90
 Galva, KS 67443

Applicant's Attorney: Clyde Christey, 1010 Tyler St.,
 Suite 110-L, Topeka, KS 66612

*Livestock, processed mill feeds, unprocessed farm
 feeds, hay and grain,*

Between all points & places in that portion of Sedgwick County south of US Hwy 54, east of US Interstate 135 by-pass & south of KS Hwy 254; that portion of Butler County south of US Hwy 54 & west of US Hwy 77; that portion of Cowley County west of US Hwy 77 & north of US Hwy 160 & that portion of Sumner County north of US Hwy 160 & east of KS Hwy 49.

Also,

Between all points & places in the above described territory on the one hand, & points & places in the state of KS on the other hand.

New and used farm machinery, set up,

Between farms, ranches & pastures located within that portion of Sedgwick County south of US Hwy 54, east of US Interstate 135 by-pass & south of KS Hwy 254; that portion of Butler County south of US Hwy 54 & west of US Hwy 77; that portion of Cowley County west of US Hwy 77 & north of US Hwy 160 & that portion of Sumner County north of US Hwy 160 & east of KS Hwy 49.

Also,

Between Wichita, KS, on the one hand, & farms, ranches & pastures within the above described territory on the other hand.

Salt,

From Hutchinson, KS to farms, ranches & pastures within that portion of Sedgwick County south of US Hwy 54, east of US Interstate 135 by-pass & south of KS Hwy 254; that portion of Butler County south of US Hwy 54 & west of US Hwy 77; that portion of Cowley County west of US Hwy 77 & north of US Hwy 160 & that portion of Sumner County north of US Hwy 160 & east of KS Hwy 49.

Emigrant farm movables,

Between farms, ranches & pastures within that portion of Sedgwick County south of US Hwy 54, east of US Interstate 135 by-pass & south of KS Hwy 254; that portion of Butler County south of US Hwy 54 & west of US Hwy 77; that portion of Cowley County west of US Hwy 77 & north of US Hwy 160 & that portion of Sumner County north of US Hwy 160 & east of KS Hwy 49.

Also,

Between farms, ranches & pastures within the above described territory on the one hand, & points & places within Reno, Harvey, Sedgwick, Butler, Kingman, Harper, Sumner, Cowley, Elk & Chautauqua Counties; that portion of Barber County east of US Hwy 281; that portion of Pratt County east of US Hwy 281; that portion of Rice County east of KS Hwy 14/96 & south of US Hwy 56; that portion of McPherson

County south of KS Hwy 4 & an unnumbered county road running to Roxbury; that portion of Marion County south of an unnumbered county road running to KS Hwy 15, & east of KS Hwy 15; that portion of Chase County south of KS Hwy 150 & US Hwy 50; & that portion of Greenwood County west of KS Hwy 57/99 & south of US Hwy 54, on the other, when moving from farm to farm, farm to town or town to farm.

WILLIAM E. GREEN
 Administrator
 Transportation Division

Doc. No. 001293

KANSAS REGISTER
Secretary of State
State Capitol
Topeka, Kansas 66612

Second Class
postage paid
at
Topeka, Kansas

**Use this form (or a copy of it) to enter a
SUBSCRIPTION**

_____ One-year subscriptions @ \$47.50 ea.
TOTAL ENCLOSED _____
(Make checks payable to Kansas Register)

SEND TO: _____
(Please, no more than 4 address lines.)

Zip code must be included

THIS SPACE FOR REGISTER OFFICE USE ONLY, PLEASE	
CODE _____	REC. NO. _____
EXPIRES _____	ENTERED BY _____

MAIL FORM WITH PAYMENT TO: "Kansas Register"; Secretary of State; State Capitol; Topeka, KS 66612

**Use this form (or a copy of it) for
CHANGE OF ADDRESS**

Remove your mailing label (above) and affix it here:

Indicate change or correction of name or address here:

MAIL TO: "Kansas Register"; Secretary of State; State Capitol; Topeka, KS 66612